

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
CASE NO. 3:09-cv-387-RJC-DCK**

**U.S. COMMODITY FUTURES TRADING
COMMISSION,**

Plaintiff,

v.

**CAPITALSTREET FINANCIAL, LLC,
SEAN F. MESCALL,**

Defendants,

and

**GERALD T. MESCALL,
and GAINCAPITAL, INC.,**

Relief Defendants.

ORDER

THIS MATTER is before the Court on the *Receiver's Investor Claim Report; Administrative Claim Report; Receiver's Objections to Claims and Recommendations for Claims; and Notice of Deadline for Investors and/or Administrative Claimants to Object or Respond to Receiver's Proposed Treatment of Claims* (the "Motion") (Doc. No. 63) by Joseph W. Grier, III, the receiver in this action (the "Receiver"). The Court, having reviewed the Motion and the record in this case, and finding that notice of the Motion was appropriate and there being no responses filed thereto, has determined that the Motion should be allowed.

IT IS, THEREFORE, ORDERED that the Receiver's proposed treatment of the Investor Claims and Administrative Claim as set forth in the Motion is **APPROVED**.

Signed: December 8, 2010

A handwritten signature in black ink, reading "Robert J. Conrad, Jr.", written over a horizontal line.

Robert J. Conrad, Jr.
Chief United States District Judge

